



DEPARTMENT OF LAW
OFFICE OF THE
Attorney General
STATE CAPITOL
Phoenix, Arizona 85007

JOHN A. LASOTA, JR.
ATTORNEY GENERAL

July 20, 1978

LAW LIBRARY
ARIZONA ATTORNEY GENERAL
Re: 78-154 (R78-202)

Honorable Anne Lindeman
State Capitol, Senate Wing
Phoenix, Arizona 85007

Dear Senator Lindeman:

This is in response to your letter of June 30, 1978 in which you asked if a criminal complaint must be attached to a summons presently or under the new criminal code which goes into effect October 1, 1978.

Neither present nor future law requires a complaint to be attached to the summons in a criminal case.

The form, content and service of a summons is controlled by the Rules of Criminal Procedure and not the code (new or old). Rule 3.2 and Form III of the Rules provide only that the summons inform the defendant of the charge filed against him. The new code does not change this.

If you have further questions, please feel free to contact us.

Sincerely,

John A. Lasota, Jr.
JOHN A. LASOTA, JR.
Attorney General

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